IN THE HIGH COURT OF JUDICATURE AT BOBBY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 4292 OF 2004

Somnath N. Shevale .. Applicant.

V/s.

State of Maharashtra .. Respondent.

Shri V.V. Purwant with S.M.Sabrad for the Applicant.
Shri S.R.Shinde, APP for Respondent

CORAM : A.M.KHANWILKAR, J.
DATED : 02.11.2004

PC :-

. Heard counsel for the parties. Perused the record.

2. Perused the statement of Dilip Garud, Shamlal Pawar, Mahendra Pawar as well as Anusaya Pawar, who are independent witnesses; besides, the statement of constable Pawar, who is brother of the Applicant and the complainant himself. It is not possible to accede to the arguments canvassed before this court that there is no material whatsoever on record to connect the applicant with the commission of crime. All these witnesses have stated that the applicant took away the child from the complainant and thereafter the child

was reported to be dead. In the circumstances, no case for bail. I am in agreement with the conclusion reached by the court below while rejecting the bail application. Hence dismissed.

3. The trial court is however, directed to expedite the hearing of the trial. The concerned District Judge to assign the case to the fast track court to ensure early disposal.

4. Order accordingly.

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